



PAUL R. LEPAGE
GOVERNOR

STATE OF MAINE
DEPARTMENT OF MARINE RESOURCES
21 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0021

PATRICK C. KELIHER
COMMISSIONER

Shellfish Harvesting Area Classification-Notification of Changes

January 21, 2016

Ladies and Gentlemen:

Under the authority of Maine statute 12 M.R.S.A., Chapter 607, Section 6172; the Commissioner has made the following change to Area No. 28-A, Weskeag River (South Thomaston and Owls Head): This notice adds a red painted post to further clarify classification areas in Ballyhac Cove in the Weskeag River. All existing pollution and red tide/psp closures remain in effect.

The boundary descriptions of the area are as follows (struck text is being removed and underlined text is being added):

- A. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from shores, flats, and waters of the following areas:
1. Nabby Cove (South Thomaston): south and west of a line beginning at the point of land beyond the end of Bassick Road, then running southeast across the mouth of the cove to the small point of land beyond the end of Middle Road.
 2. Cushing Point (South Thomaston): west of a line beginning at the point of land beyond the end of Pleasant Beach Road, then running south to the point of land located at the end of Maple Street.
 3. Upper Ballyhac Cove (South Thomaston and Owls Head): north and east of a line beginning at a red painted post on the north shore of Ballyhac Cove approximately 200 yards west of the mouth of the northernmost tributary, then running southeast to a red painted post located on the eastern tip of an unnamed island; AND north of a line beginning at a red painted post located on the eastern tip of an unnamed island ~~then~~ running southeast to a red painted post on the opposite shore.
 4. Sharkeyville Creek (South Thomaston): southwest of a line beginning at a red painted post located on the shore of an unnamed point of land approximately 209 yards northwest of the end of Red Oak Lane running northwest to a red painted post on the western most shore of Combs Island, then running northwest to a red painted post on the shore of an unnamed point of land approximately 100 yards south of the end of Alsak Farm Rd.
- B. Effective immediately, because of nonpoint source pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels from shores, flats, and waters of the following areas. These areas are classified Restricted and harvest requires a special ME DMR permit.
1. Upper Weskeag River (South Thomaston): north of a line beginning at a red painted post located on the shore of a prominent point of land approximately 64 yards east of the northern end of Mill Pond Lane, then running east to the opposite shore.
 2. Middle Weskeag River (South Thomaston): northeast of a line beginning on the southern shore of an unnamed cove approximately 98 yards west of Hayden Point Road, then running northwest to the shore on the east end of the Spruce Head Road Causeway.

3. Upper Ballyhac Cove (South Thomaston and Owls Head): east of a line beginning at a red painted post located on the south shore of Ballyhac Cove approximately 300 yards southwest of Journeys End Lane (Owls Head), then running northeast to a red painted post on the eastern tip of an unnamed island; AND south of a line beginning at a red painted post located on the eastern shore of an unnamed island then running southeast to a red painted post on the opposite shore.
- C. Effective immediately, due to intermittent seasonal pollution, the following areas are classified Conditionally Approved, and it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels from May 1 through August 31 in the following areas:
1. Upper and Lower Weskeag River (South Thomaston): south of a line beginning at a red painted post located on the shore approximately 64 yards east of the northern end of Mill Pond Lane, then running east to the opposite shore; AND west of a line beginning on the southern shore of an unnamed cove approximately 98 yards west of Hayden Point Road, then running northwest to the shore on the east end of the Spruce Head Road Causeway; AND north and east of a line beginning at a red painted post located on the shore of an unnamed point of land approximately 209 yards northwest of the end of Red Oak Lane running northwest to a red painted post on the western most shore of Combs Island then running northwest to an unnamed point of land approximately 100 yards south of the end of Alsak Farm Rd; AND west of a line beginning at the northernmost point of land approximately 300 yards west of Bassick Road, South Thomaston, running north to a red painted post on the southern shore of Hayden Point.
 2. Ballyhac Cove (South Thomaston/Owls Head) northeast of a line beginning at the southernmost point of land at the end of Maker Cove Rd (Owls Head) running northwest to a red painted post on the opposite shore; AND west of a line beginning at a red painted post located on the south shore of Ballyhac Cove, approximately 300 yards southwest of Journeys End Lane (Owls Head), then running northeast to a red painted post located on the eastern tip of an unnamed island, ~~then running east to a red painted post on the opposite shore~~; AND southwest of a line beginning at a red painted post on the north shore of Ballyhac Cove approximately 200 yards west of the mouth of the northernmost tributary running southeast to a red painted post located on the eastern tip of an unnamed island, ~~then running east to a red painted post on the opposite shore.~~

If you have questions, please contact Angel Ripley or Kohl Kanwit, Department of Marine Resources, 194 McKown Point Road, West Boothbay Harbor, Maine 04575-0008, Tel: (207) 633-9515 or (207) 633-9535, Email: angel.ripley@maine.gov or kohl.kanwit@maine.gov. During **weekends/holidays**, contact the appropriate State Police barracks: from New Hampshire border to Brunswick, barracks 1-800-228-0857; from Cushing/Boothbay to Lincolnville/Belfast area, barracks 1-800-452-4664; from Belfast to Canadian border, barracks 1-800-432-7381. This notice can be viewed on the Department's website at: http://www.maine.gov/dmr/rm/public_health/closures/closedarea.htm . This information is also recorded on our HOTLINE (207-624-7727 OR 1-800-232-4733).

Sincerely,



Alison Sirois
Commissioner's Designee – Shellfish Growing Area Program Supervisor

12:50 PM

(Effective Time)



Maine Department of Marine Resources

Pollution Area No. 28-A

Weskeag River (So. Thomaston and Owls Head)

1/19/2016

